

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Large Entity)**

Docket No.
01-468US2

In Re Application Of: Michael S. Banik

Serial No.
10/825,860

Filing Date
04/16/2004

Examiner
Unassigned

Group Art Unit
3736

Invention:

ELECTROACTIVE POLYMER BASED ARTIFICIAL SPHINCTERS AND ARTIFICIAL MUSCLE PATCHES

**Mail Stop Missing Parts
TO THE COMMISSIONER FOR PATENTS:**

This is a response to the Notice to File Missing Parts of Application – Filing Date Granted (PTO-1533) mailed on
06/28/2004.
Date

Enclosed herewith for filing are the following:

- ☒ A copy of the Notice to File Missing Parts of Application – Filing Date Granted (PTO-1533). **(REQUIRED)**
- ☐ An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- ☐ A properly signed oath or declaration in compliance with 37 CFR 1.63.
- ☐ An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- ☐ A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- ☒ Other (list):

Credit Card Payment Form PTO-2038

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PATCHES

TO THE COMMISSIONER FOR PATENTS:

Mail Stop Missing Parts

☒ Completion of application fees as calculated below:

☒ Utility application filing fee \$ 770.00

☐ Design application filing fee _____

☒ Total number of independent claims = 44 \$432.00

☒ Total number of claims = 2 _____

☐ Multiple dependent claims _____

☒ Surcharge for late payment of filing and/or late filing of original declaration or oath \$130.00

☐ Petition and fee for filing by other than all the inventors or a person not the inventor _____

☐ Fee for processing an application filed with a non-English language specification _____

☐ Fee for processing and retention of application _____

Total completion of application fees \$1332.00

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

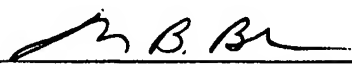
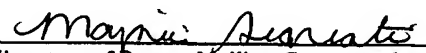
☐ One month ☐ Two months ☐ Three months ☐ Four months ☐ Five months

from: _____
Date

until: _____
Date

Total time extension fees _____

Total fees due _____

Response To Notice To File Missing Parts Of Application Filing Date Granted (PTO-1533)(Large Entity)			Docket No. 01-468US2
In Re Application Of: Michael S. Banik			
Serial No. 10/825,860	Filing Date 04/16/2004	Examiner Unassigned	Group Art Unit 3736
Invention: ELECTROACTIVE POLYMER BASED ARTIFICAL SPHINCTERS AND ARTIFICIAL MUSCLE PATCHES			
<u>TO THE COMMISSIONER FOR PATENTS:</u> <u>Mail Stop Missing Parts</u>			
<p>The fee of <u>\$1332.00</u> is to be paid as follows:</p> <p><input type="checkbox"/> A check in the amount of the fee is enclosed.</p> <p><input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees that may be required to Credit Card – Credit Card Payment Form PTO-2038 enclosed.</p> <p><input checked="" type="checkbox"/> The Director is hereby authorized to charge any deficiencies that may be required, or credit any overpayment, to Deposit Account No. <u>50-1047</u>.</p> <p><input checked="" type="checkbox"/> If any additional extension of time is required, please consider this a petition therefor and charge any additional fees that may be required to Deposit Account No. <u>50-1047</u>.</p>			
 _____ Signature		Dated: <u>August 30, 2004</u>	
David B. Bonham Reg. No. 34,297 Mayer Fortkort & Williams, PC 251 North Avenue West, 2nd Floor Westfield, NJ 07090 Tel.: 703-403-0510 Fax: 703-403-2362		<p>I certify that this document and fee is being deposited on <u>8/30/04</u> with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed To: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.</p> <p style="text-align: center;">  _____ Signature of Person Mailing Correspondence </p> <p style="text-align: center;"> <u>Marjorie Scariati</u> _____ Typed or Printed Name of Person Mailing Correspondence </p>	



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/825,860	04/16/2004	Michael S. Banik	01-468US2

CONFIRMATION NO. 8202

FORMALITIES LETTER

OC000000013082978

27774
 MAYER, FORTKORT & WILLIAMS, PC
 251 NORTH AVENUE WEST
 2ND FLOOR
 WESTFIELD, NJ 07090

Date Mailed: 06/28/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$432 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$1332 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is \$432

09/03/2004 DEMMANU1 00000029 10825860

01 FC:1001	770.00 OP
02 FC:1051	130.00 OP
03 FC:1202	432.00 OP

- \$432 for 24 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE